

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

TRAVELERS CASUALTY & SURETY COMPANY as  
Administrator for RELIANCE INSURANCE  
COMPANY,

Plaintiff,

- against -

THE DORMITORY AUTHORITY OF THE STATE OF  
NEW YORK, TDX CONSTRUCTION CORP. and KOHN,  
PEDERSON, FOX & ASSOCIATES, P.C.

Defendants.

DORMITORY AUTHORITY OF THE STATE OF  
NEW YORK,

Third-Party Plaintiff,

- against -

TRATAROS CONSTRUCTION, INC. and  
TRAVELERS CASUALTY AND SURETY  
COMPANY,

Third-Party Defendants.

TRATAROS CONSTRUCTION, INC., and  
TRAVELERS CASUALTY AND SURETY  
COMPANY,

Fourth-Party Plaintiffs,

G.M. CROCETTI, INC., CAROLINA CASUALTY  
INSURANCE COMPANY, BARTEQ INDUSTRIES INC.,  
DAYTON SUPERIOR SPECIALTY CHEMICAL  
CORP., SPECIALTY CONSTRUCTION BRANDS,  
INC. t/a TEC, KEMPER CASUALTY INSURANCE  
COMPANY d/b/a KEMPER INSURANCE COMPANY,  
GREAT AMERICAN INSURANCE COMPANY,  
NATIONAL UNION FIRE INSURANCE COMPANY  
OF PITTSBURGH, PA., UNITED STATES FIRE  
INSURANCE COMPANY, ALLIED WORLD  
ASSURANCE COMPANY (U.S.) INC. f/k/a  
COMMERCIAL UNDERWRITERS INSURANCE  
COMPANY, ZURICH AMERICAN INSURANCE

Civil Action No.  
04 CV 5101 (HB)(RLE)

STIPULATION  
OF DISMISSAL  
WITHOUT PREJUDICE

COMPANY d/b/a ZURICH INSURANCE COMPANY,  
OHIO CASUALTY INSURANCE COMPANY d/b/a OHIO  
CASUALTY GROUP, HARLEYSVILLE MUTUAL  
INSURANCE COMPANY (a/k/a HARLEYSVILLE  
INSURANCE COMPANY, an insurer for BARTEC  
INDUSTRIES INC.), JOHN DOES 1-20, and XYZCORPS.  
1-12,

Fourth-Party Defendants.

\_\_\_\_\_  
X  
KOHN PEDERSON FOX ASSOCIATES, P.C.,

Third-Party Plaintiff,

- against -

WEIDLINGER ASSOCIATES CONSULTING  
ENGINEERS, P.C., ANTHONY BLACKETT &  
ASSOCIATES, POULIN + MORRIS, INC., SHEN  
MILSOM & WILKE, INC., AMIS, INC., HOPKINS FOOD  
SERVICE SPECIALISTS, INC., CASTRO-BLANCO  
PISCIONERI AND ASSOCIATES, ARCHITECTS, P.C.  
n/k/a ARQUITECTONICA NEW YORK P.C.,  
COSENTINI ASSOCIATES, INC., VOLLMER  
ASSOCIATES, LLP, TESTWELL CRAIG  
LABORATORIES, INC., JOHN A. VAN DEUSEN &  
ASSOCIATES, INC., JEROME S. GILLMAN  
CONSULTING ARCHITECT, P.C., SYSTEMS DESIGN  
ASSOCIATES, SYSTEMS DESIGN ASSOCIATES INC.,  
WARFEL SHRAGER ARCHITECTURAL LIGHTING,  
LLC, COUNSILMAN/HUNSAKER & ASSOCIATES,  
ENTEK ENGINEERING PLLC, THEATRE PROJECTS  
CONSULTANTS, JORDAN PANEL SYSTEMS CORP.,  
TRATAROS CONSTRUCTION, INC. and LBL  
SKYSYSTEMS (U.S.A.), INC.

Third-Party Defendants.

\_\_\_\_\_  
X

IT IS HEREBY STIPULATED AND AGREED that this action and  
all claims, counterclaims, cross-claims, third-party complaints and fourth-party

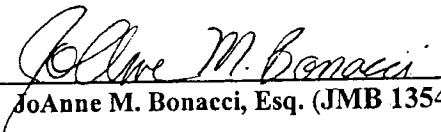
complaints asserted therein be and hereby are voluntarily dismissed without prejudice and without costs to any party; and it is

**FURTHER STIPULATED AND AGREED** that this Stipulation may be executed in counterparts, and that for purposes of this Stipulation facsimile signatures shall be treated as original signatures.

Dated: New York, New York  
September 23, 2005

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-and-  
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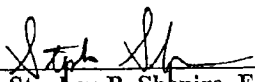
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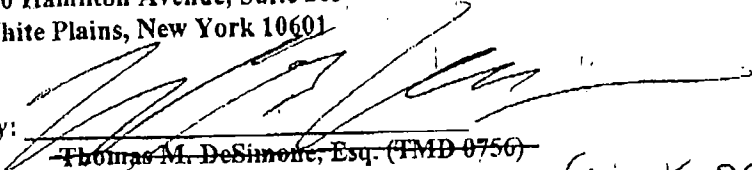
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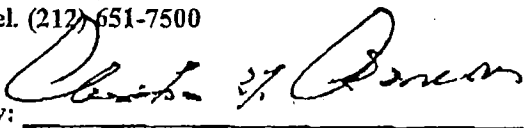
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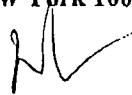
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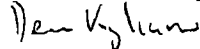
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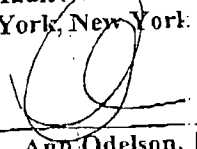
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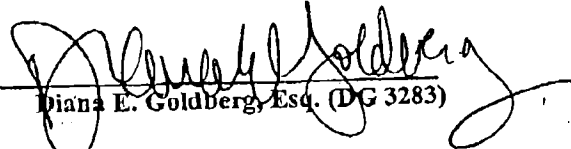
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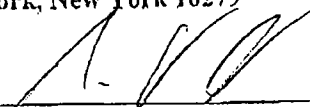
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p. 14

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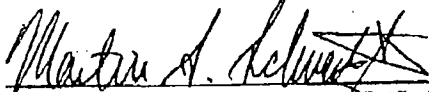
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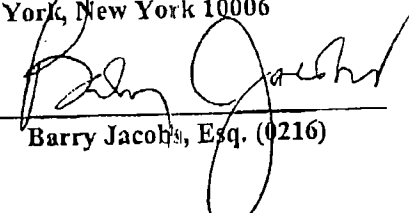
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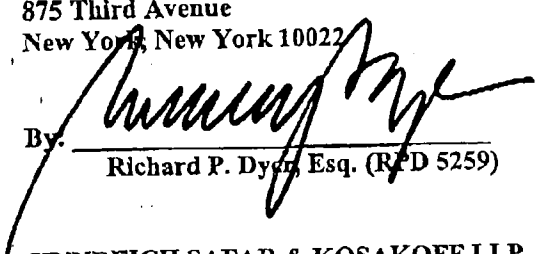
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**SO ORDERED:**

  
UNITED STATES DISTRICT JUDGE